



1 (2b) This section shall not prohibit the installation of individual unit water  
2 meters on property where there ~~is~~are more than four multifamily living units,  
3 provided,<sup>2</sup> however, that the owner of such multifamily property shall file  
4 annually the report required by the state public service commission for  
5 exemption for resale of utility service and further provided that the total  
6 amount charged to water customers on the multifamily property shall not  
7 exceed the amount charged to the primary customer at the master meter.

8 **Sec. 21-2. Charges for unauthorized utility service and damage to**  
9 **cityCity utility equipment.**

10 When it shall appear to the ~~e~~City ~~m~~Manager that any person:

11 (1) Has willfully altered, tampered with, injured, or knowingly suffered to be  
12 injured any meter, meter seal, pipe, conduit, wire, line, transformer, or any  
13 other apparatus or device belonging to the cityCity in such a manner as to  
14 cause loss or damage or to prevent any meter installed for registering  
15 electricity, gas, reclaimed water, or water from registering the quantity which  
16 otherwise would pass through the meter; or to alter the index or break the seal  
17 of any meter; or in any way hinder or interfere with the proper action or just  
18 registration of any such meter; and

19 (2) Has made or caused to be made any connection with any wire, main  
20 service pipe, or other pipes, or appurtenance in such manner as to use without  
21 the consent of the cityCity any service for any electricity, gas, reclaimed water,

1 water, ~~reclaimed water~~ or sewer service or cause to be supplied any service or  
2 electricity, gas, water, reclaimed water, or sewer service from the cityCity;  
3 then such person shall pay a fee of \$150.00, the cost to repair or replace any  
4 equipment damaged, and the amount of such electricity, gas, water, reclaimed  
5 water, or sewer service so used as estimated by the cityCity ~~m~~Manager. If  
6 payment of such fee and estimated bill is not paid upon demand, the cityCity  
7 shall discontinue such service to such person and refuse any utility service to  
8 such person until all fees and amounts are paid in full.

9 **Sec. 21-3. Testing and rereading of meters.**

10 (1a) Upon request of a customer, the cityCity shall make a test of the  
11 accuracy of an electric, gas, reclaimed water, or ~~and~~ water ~~meters~~ meter:

12 ~~(a.1)~~ If a customer requests a water or reclaimed water meter test and  
13 the meter is determined to be accurate, the customer shall pay a fee of  
14 \$70.00 for 5/8-inch or one-inch meters and the actual cost, as  
15 determined by the cityCity ~~m~~Manager or ~~his~~ designee, of the meter test  
16 for larger meters. Should the water or reclaimed water meter prove to be  
17 inaccurate, there shall be no fee and the customer will be rendered a  
18 corrected bill.

19 ~~(b.2)~~ If a customer requests an electric meter test, the cityCity shall,  
20 without charge, make a test of the accuracy of the meter in use provided  
21 that the meter has not been tested by the cityCity within 12 months

1 previous to such request. Should a customer request an electric meter  
2 test more frequently than once every 12 months, the customer shall pay  
3 a charge of \$35.00 for single-phase watt hour meters, or \$85.00 for  
4 polyphase watt hour demand meters. Should the meter prove to be  
5 outside established allowable limits, there shall be no charge for the test  
6 and the customer will be rendered a corrected bill.

7 ~~(3)~~c. If a customer requests a gas meter test and the meter is  
8 determined to be accurate, the customer shall pay a fee for each test as  
9 follows:

10 a.1. Meters with a capacity rating of 250 cfh or less — \$34.00;

11 ~~b.2.~~ Meters with a capacity rating of over 250 cfh through 2,500  
12 cfh — \$85.00; and

13 e.3. Meters with a capacity rating over 2,500 cfh — \$129.00.

14 Should the gas meter prove to be outside established allowable  
15 limits, there shall be no charge for the test and the customer will  
16 be rendered a corrected bill.

17 ~~(b)(2)~~ Upon request of a customer, the ~~city~~City shall, without charge, reread  
18 the customer's meter to determine if the initial reading was accurate, provided  
19 that a customer request for a meter reread has not been made during the  
20 preceding 12 months. Should a customer request to have the meter reread  
21 more frequently than once every 12 months, the customer shall pay a charge of

1 \$20.00 for each additional reread. If the customer-requested reread of the  
2 meter results in a corrected bill, the charge to reread the meter shall be  
3 refunded and the customer will be rendered a corrected bill.

4 **Sec. 21-4. Accessibility of meters.**

5 (1a) All meters shall be located where designated by the ~~city~~City mManager or  
6 ~~his agent designee~~ and shall be accessible at all times to those persons  
7 designated to read such meters. Whenever a meter is not readily accessible for  
8 reading the amount of water, reclaimed water, electricity or gas used or  
9 consumed may be estimated by the ~~city~~City mManager or ~~such persons as he~~  
10 ~~designates~~ designee and bills rendered and paid upon such estimation until  
11 such time as the meter may be actually read.

12 (2b) If the ~~city~~City is unable to obtain a meter reading due to a meter being  
13 inaccessible, the ~~city~~City will revisit the site in an effort to read the meter. If  
14 more than one site visit is required over a 12-month period, the customer shall  
15 be charged a \$20.00 fee for each visit.

16 (3) If City water meters are located on a private water system, the property  
17 owner shall be responsible for maintenance of the private water system from  
18 the meters to the right-of-way line or to the backflow preventer, if one exists. If  
19 a leak occurs on the private water system, the City shall provide the property  
20 owner with a thirty day notice to repair the leak. After thirty days, the City will  
21 estimate the quantity of water lost and bill the customer according to the  
22 established water rate.

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1 **Section 21-5. Maintenance of lines and main; eityCity to enlarge when**  
2 **necessary.**

3 The eityCity shall maintain and keep in repair at its own expense all  
4 electric lines, gas, ~~or water~~lines, reclaimed water or sewer mains constructed  
5 under the provisions of this chapter and conveyed to the eityCity as provided in  
6 this article,~~; and in case the~~In the event such lines or mains become  
7 overloaded so that ~~the an existing~~ consumer ~~does not receive the proper supply~~  
8 ~~of is not provided with adequate~~ electricity, gas, ~~or water~~, or sewer service any  
9 ~~of them for their existing land use~~, the eityCity shall enlarge or renew the lines  
10 or mains at its own expense. Reclaimed water service is provided as an  
11 interruptible service.

12 **Sec. 21-6. Diverting service; tampering with, damaging facilities.**

13 (1a) *Prohibited.* Any person who shall willfully divert water, reclaimed water,  
14 gas or electricity from the eityCity's distribution system with the intent to  
15 fraudulently appropriate the water, reclaimed water, gas or electricity, or  
16 whoever breaks a meter, meter lock or seal or either on the eityCity's  
17 distribution systems, or in any way tampers with the utility lines or devices of  
18 the eityCity, shall be guilty of a violation of this Code.

19 (2b) *Discontinuance of service.* Where such person so convicted of a willful  
20 diversion was a customer of the eityCity for either water, reclaimed water, gas  
21

1 or electricity at the time of conviction, the ~~city~~City may discontinue such  
2 service and refuse thereafter to furnish such person with water, reclaimed  
3 water, gas or electricity from its distribution system.

4 (3e) *Presumption.* The existence of any mechanical device having as its  
5 apparent object the diversion of water, reclaimed water, gas or electricity before  
6 reaching the meter, and capable of such diversion, and which has not been  
7 authorized by the ~~city~~City, or the existence of a broken meter, broken meter  
8 lock or meter seal, shall constitute prima facie evidence of the fraudulent  
9 appropriation of water, reclaimed water, gas or electricity as the case may be,  
10 by the person on whose premises such device was found or by the person  
11 occupying the premises being served with water, reclaimed water, gas or  
12 electricity on which service line was found a broken meter, broken meter lock  
13 or broken meter seal.

14 **Sec. 21-7. Protection of underground utilities from damage.**

15 (1a) *Definitions.* The following words, terms and phrases, when used in this  
16 section, shall have the meanings ascribed to them in this subsection, except  
17 where the context clearly indicates a different meaning:

18 *Damage* means the substantial weakening of structural or lateral support of  
19 any underground utility, penetration or destruction of any protective coating,  
20 housing or other protective device of an underground utility, and the partial or  
21 complete severance of an underground utility.

1 *Demolish* or *demolition* means any operation by which a structure or mass of  
2 material is wrecked, razed, rendered, moved or removed by means of any tools,  
3 equipment, or discharge of explosives.

4 *Excavate* or *excavation* means an operation for the purpose of the movement or  
5 removal of earth, rock, or other materials in or on the ground by use of  
6 mechanized equipment including augering, backfilling, digging, ditching,  
7 drilling, grading, plowing-in, pulling-in, ripping, scraping, trenching and  
8 tunneling, but not including the tilling of soil for agricultural purposes.

9 *Mechanized equipment* means equipment operated by means of mechanical  
10 power including trenchers, bulldozers, power shovels, augers, backhoes,  
11 scrapers, drills, cable and pipe plows and other equipment used for plowing-in  
12 or pulling-in cable or pipe.

13 *Operator* means the department of underground utilities.

14 *Utility* means any line, system or facility used for producing, storing, conveying,  
15 transmitting, or distributing natural gas, water, reclaimed water, electricity, or  
16 sewage.

17 *Working day* means every day, except Saturday, Sunday and national and legal  
18 state holidays.

19



1 (2b) *Effect of excavation and demolition permits.* A permit issued pursuant to  
2 law authorizing excavation or demolition operations, shall not be deemed to  
3 relieve a person from the responsibility for complying with the provisions of this  
4 section.

5 (3e) *Location of underground utilities.* Except as provided in subsection (6f) of  
6 this section, no person may excavate in a street, highway, public space, a  
7 private easement of the operator, or near the location of a utility installed on  
8 the premises of a customer served by such utility, or demolish a building  
9 without having first ascertained in the manner prescribed in subsections (4d)  
10 and (5e) of this section the location of all underground utilities in the area that  
11 would be affected by the proposed excavation or demolition. The operator shall  
12 maintain a list of all underground utilities and plans or maps showing their  
13 location.

14 (4d) *Notice of intent to excavate or demolish.* Except as provided in subsection  
15 (6f) of this section, before commencing any excavation or demolition operation  
16 designated in subsection (3e) of this section, each person responsible for such  
17 excavation shall serve written or telephonic notice of intent to excavate or  
18 demolish at least three but not more than ten full working days on the operator  
19 which has a list required by subsection (3e) of this section indicating that it  
20 has underground utilities located in the proposed area of excavation or

21

1 demolition; or where demolition of a building is proposed, operators shall be  
2 given reasonable time to remove or protect their utilities before demolition of  
3 the building is commenced.

4 The written or telephonic notice required by the preceding paragraph must  
5 contain the name, address, and telephone number of the person filing the  
6 notice of intent, and, if different, the person responsible for the excavation or  
7 demolition, the starting date, anticipated duration, and type of excavation or  
8 demolition operation to be conducted, the location of the proposed excavation  
9 or demolition, and whether or not explosives are to be used.

10 If the notification required by this subsection is made by telephone, an  
11 adequate record of such notification shall be maintained by the operator  
12 notified to document compliance with the requirements of this section.

13 (5e) *Response to notice of intent to excavate or demolish.* The operator notified  
14 in accordance with subsection ~~(4d)~~ of this section shall, not less than two  
15 working days in advance of the proposed excavation or demolition, supply, by  
16 use of maps when appropriate, the following information to the person  
17 responsible for the excavation or demolition:

18 a.(1) The approximate location and description of all of its underground  
19 utilities which may be damaged as a result of the excavation or  
20 demolition;

21

1 ~~b.(2)~~ The location and description of all utility markers indicating the  
2 approximate location of the underground utilities; and

3 ~~c.(3)~~ Any other reasonably available information that would assist that  
4 person in locating and thereby avoiding damage to the underground  
5 utilities including providing adequate temporary markings indicating the  
6 approximate location of the underground utilities in locations where  
7 permanent utility markers do not exist.

8 ~~(6f)~~ *Emergency excavation or demolition.* Compliance with the notice  
9 requirements of subsection ~~(4d)~~ of this section is not required of persons  
10 responsible for emergency excavation or demolition to ameliorate an imminent  
11 danger to life, health, or property, provided, however, that such persons give,  
12 as soon as practicable, oral notice of the emergency excavation or demolition to  
13 the operator and request emergency assistance from the operator in locating  
14 and providing immediate protection to its underground utilities. An imminent  
15 danger to life, health, or property exists whenever there is a substantial  
16 likelihood that loss of life, health, or property will result before the procedures  
17 under subsections ~~(4d)~~ and ~~(5e)~~ of this section can be fully complied with.

18 ~~(7g)~~ *Precautions to avoid damage.* In addition to the notification requirements  
19 of subsection ~~(4d)~~ of this section, each person responsible for any excavation or  
20 demolition operation designated in subsection ~~(3e)~~ of this section shall:

1 ~~a.(1)~~ Plan the excavation or demolition to avoid damage to or minimize  
2 interference with underground utilities in and near the construction  
3 area;

4 ~~b.(2)~~ Maintain a clearance between an underground utility and the  
5 cutting edge or point of any mechanized equipment, taking into account  
6 the known limit of control of such cutting edge or point, as may be  
7 reasonably necessary to avoid damage to such utility; and

8 ~~c.(3)~~ Provide such support for underground utilities in and near the  
9 construction area, including during backfill operations, as may be  
10 reasonably necessary for the protection of such utilities.

11 ~~(8h)~~ *Excavation or demolition damage.* Except as provided in this section, each  
12 person responsible for any excavation or demolition operation that results in  
13 any damage to an underground utility shall, immediately upon discovery of  
14 such damage, notify the operator of the location and nature of the damage and  
15 shall allow the operator reasonable time to accomplish necessary repairs before  
16 completing the excavation or demolition in the immediate area of such utility.  
17 Each person responsible for any excavation or demolition operation that results  
18 in damage to an underground utility permitting the escape of natural gas shall,  
19 immediately upon discovery of such damage, notify the operator, police and fire  
20 departments, and take any other action as may be reasonably necessary, to  
21 protect persons and property and to minimize the hazards until arrival of the  
22 operator's personnel or police and fire departments.

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1 (9i) *Penalties.* Any person engaged in excavation or demolition operations in  
2 violation of this section that result in damage to an underground utility shall  
3 be liable to the operator for all damages direct and indirect and all costs of  
4 collection thereof including reasonable attorneys' fees.

5 **Sec. 21-8. - Special services.**

6 If the eCity is requested by a customer or is required to provide special services  
7 (e.g., relocation, replacement and repairing of facilities, and temporary or  
8 permanent removal of facilities) which the eCity determines is not required by  
9 usual utility operations, the eCity shall charge and be reimbursed for all costs  
10 associated with such special services. Costs shall include but not be limited to  
11 the cost of management, engineering and legal services, contractors, labor,  
12 materials and equipment.

13 **Sec. 21-9. Responsibility for eCity water, reclaimed water, and sewer**  
14 **work; removal of obstructions.**

15 Any work to eCity water or reclaimed water system or to City ~~and~~ sewer  
16 facilities shall be done by the eCity water utility, unless otherwise approved by  
17 the general manager of the water utility. Such work includes the removal of  
18 obstructions to sewer service laterals located in the roadway (under the  
19 pavement to a distance of five feet outside the pavement or curb). However,  
20 when such obstructions in laterals are caused by the negligence of the property  
21 owner or his plumber, the cost to the eCity of removing the obstruction shall  
22 be charged to the owner or plumber.

1 ARTICLE II. – SERVICE APPLICATIONS AND CONNECTIONS

2 **Sec. 21-31. Application for service; security requirements.**

3 Before service of electric, gas, water, reclaimed water, sewer or sanitation shall  
4 be installed or activated, the person desiring such service shall make  
5 application to the cityCity for the desired services, and shall post such security  
6 for payment as may be required by the cityCity. The cityCity ~~m~~Manager shall  
7 adopt an administrative policy regarding requirements for security for  
8 residential and nonresidential accounts. This policy shall set forth the  
9 procedures for the following: determining acceptable forms and amount of the  
10 required security; increasing, decreasing, or waiving security requirements;  
11 establishing methods and schedules for payment or furnishing of such  
12 security; establishing methods and schedules for refunds or relinquishment of  
13 such security; and providing for a credit assessment process. Authority to  
14 administer this policy shall be vested in the eCity ~~M~~anager.

15 **Sec. 21-32. Charges for reestablishment of utility service, generally.**

16 (1a) *Electric.* A customer shall pay a service charge of \$18.50 for the  
17 reestablishment of electric utility service to a service location where such  
18 service was previously discontinued without cause. Such service charge shall  
19 not be payable in the case of original service connection for which a tapping fee  
20 is paid.

21 (2b) *Water and reclaimed water.* A customer shall pay a service charge of  
22 \$18.50 for the reestablishment of water ~~utility or~~ reclaimed water service to a

1 service location where such service was previously discontinued without cause.  
2 Such service charge shall not be payable in the case of original service  
3 connection for which a tapping fee is paid.

4 (3e) *Gas*. A customer shall pay a service charge of \$18.50 for reestablishment  
5 of gas utility service to a service location where such service was previously  
6 discontinued without cause. Such service charge shall not be payable in the  
7 case of original service connection for which a tapping fee is paid.

8 **Sec. 21-33. Charges for discontinuance of service for cause or for**  
9 **nonpayment and for subsequent reestablishment of service.**

10 (1a) *Electric*. When electric utility service is ordered discontinued for cause or  
11 for nonpayment of amounts due, the customer shall pay a service charge of  
12 \$28.50. Following such order of discontinuance, there shall be no charge for  
13 the reestablishment of electric utility service made during normal cityCity  
14 working hours; however, the customer shall pay a service charge of \$30.00 for  
15 the reestablishment of electric utility service made outside of normal cityCity  
16 working hours.

17 (2b) *Water or reclaimed water*. When water utility or reclaimed water service is  
18 ordered discontinued for cause or for nonpayment of amounts due, the  
19 customer shall pay a service charge of \$28.50. Following such order of  
20 discontinuance, there shall be no charge for the reestablishment of water  
21 utility or reclaimed water service made during normal cityCity working hours;

22

1 however, the customer shall pay a service charge of \$30.00 for the  
2 reestablishment of water or reclaimed water service made outside of normal  
3 ~~city~~City working hours.

4 (3e) Gas. When gas utility service is ordered discontinued for cause or for  
5 nonpayment of amounts due, the customer shall pay a service charge of  
6 \$28.50. Following such order of discontinuance, there shall be no charge for  
7 the reestablishment of gas utility service made during normal ~~city~~City working  
8 hours; however, the customer shall pay a service charge of \$30.00 for the  
9 reestablishment of gas utility service made outside of normal ~~city~~City working  
10 hours.

11 **~~Sec. 21-34. Bond in lieu of cash deposit.~~**

12 ~~Any person who purchases or proposes to purchase water, gas or electricity~~  
13 ~~from the city and has deposited or is required to deposit in money the~~  
14 ~~aggregate sum of \$100.00 or more with the city treasurer and clerk for the~~  
15 ~~service of water, gas or electricity as a guarantee of payment for such service,~~  
16 ~~as required by this article, may in lieu of such money deposit of \$100.00 or~~  
17 ~~more, deposit with the city the bond of such customer or other security as~~  
18 ~~deemed acceptable by the city manager or his designee. Bonds shall be payable~~  
19 ~~to the city with a surety company authorized to do business in the state with a~~  
20 ~~licensed resident agent of the city as surety, conditioned to pay to the city on or~~  
21 ~~before the tenth day of the month succeeding the month for which such~~  
22 ~~account or bill is rendered, all amounts due by such customer to the city as~~



1 ~~shown by the bill or bills rendered by the city for such service, together with all~~  
2 ~~costs of suit on such bond, including a reasonable attorney's fee for the~~  
3 ~~attorney representing the city in any suit on such bond. Other security given~~  
4 ~~must be assigned or transferred to the city pursuant to terms acceptable to the~~  
5 ~~city manager or his designee.~~

6 ARTICLE III. – LINE EXTENSIONS

7 DIVISION 1. – GENERALLY

8 **Section 21-61. Application; information to be shown.**

9 Whenever any person requires a utility infrastructure extension beyond the  
10 current extent of the existing electric, gas, water, sanitary sewer, or reclaimed  
11 water system ~~desires to secure service beyond the present lines of the city as~~  
12 ~~designated on the official map of the city, from the electric, gas and water~~  
13 ~~plants and sanitary sewerage system of the city, or any of them, and for such~~  
14 ~~purpose to have the present electric, gas and water lines and sanitary sewer~~  
15 ~~lines, or any of them,~~ whether within or beyond the present city limits,  
16 ~~extended,~~ such person shall make written application to the ~~city manager~~City  
17 Manager or designee stating the kind of service desired, the purpose for which  
18 such service is required and giving the location and a definite description of the  
19 property where such service is to be rendered, and such other and further  
20 information as will aid the ~~city manager~~City Manager or designee in  
21 determining the advantages to be derived from such service. Such application  
22 shall be accompanied by one or more engineering drawings a plat showing the  
23 route along which such line or main is to be extended and where the

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1 connection with the ~~city~~City's existing line or main is to be made, and in such  
2 application there shall also be stated the name of the person, or, if a firm or  
3 corporation, the members or the president and secretary of the corporation,  
4 making such request for service with the post office address of each. ~~Such~~  
5 ~~application shall be made on a form to be provided by the city manager.~~

6 **Section 21-62. Easement prerequisite to approval of application.**

7 The ~~city manager~~ City Manager or designee shall carefully consider such  
8 application, and if he/she finds that the service requested is feasible and it will  
9 be to the interest of the ~~city~~City to grant such application, he/she may shall,  
10 before agreeing to any such extension, require the applicant to secure  
11 easement of way for constructing and maintaining such electric lines, gas and  
12 water ~~lines mains, and~~ sanitary sewer and reuse reclaimed water lines mains  
13 and or appurtenances, any or all of them, as the case may be. To provide for  
14 further extension of the utility line(s) or main(s) beyond the applicant's point(s)  
15 of service and for connection of other properties and utility customers, the City  
16 Manager or designee may also require the applicant to grant, at no cost to the  
17 City, easement(s) of way from the point(s) of service and across or through the  
18 applicant's property, to one or more locations as specified by the City Manager  
19 or designee.

20 **Section 21-63. Purchase by ~~city~~City of materials at cost authorized under**  
21 **specified circumstances.**

22 When it is determined to make such extension and to furnish such service,  
23 as requested by the applicant and pursuant to as provided in section 21-61,

1 the ~~city~~City, in order to aid in the construction of ~~such electric, gas and water~~  
2 ~~lines and sanitary sewer line, or any of them~~utility infrastructure, may  
3 purchase at cost for the person applying for such extension and service, the  
4 pipes, fittings and hydrant, wire, instruments, appurtenances, appliances and  
5 other materials which may be necessary for the proposed ~~line or~~ extension  
6 upon payment to the ~~city~~City ~~treasurer~~Treasurer-Clerk by the applicant of 50  
7 percent of the estimated cost of the material required for such ~~line or~~ extension  
8 in cash at the time the order for such materials is placed, and the balance  
9 upon the arrival and unloading of such pipes, fittings and hydrant, wire,  
10 instruments, appurtenances, appliances and other materials so ordered.

11 **Section 21-64. Work done by ~~city~~City.**

12 The ~~e~~City may ~~lay~~construct the proposed ~~pipes or mains, or run the~~  
13 ~~proposed lines,~~ as infrastructure requested by the applicant pursuant to this  
14 Division, when in the judgment of the ~~city manager~~City Manager or designee it  
15 is practicable to do so, provided 50 percent of the estimated cost of such  
16 construction is advanced by the person making such application for the  
17 extension and service at the time the work is begun and the other 50 percent of  
18 the estimated cost is paid when the first installment is exhausted. The final  
19 settlement shall be made on completion of the work upon the sworn statement  
20 of the ~~city manager~~City Manager or designee of the entire cost.

21 **Section 21-65. Specifications when work done by other than ~~city~~City.**

22 Where any extension of gas, ~~or water,~~ ~~lines or~~ sanitary sewer ~~line or~~  
23 resuse reclaimed water infrastructure is made by other than the ~~city~~City, the

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1 ~~pipes~~infrastructure for such ~~water or gas lines or sanitary sewer line~~utility  
2 shall be of a capacity, size and material approved by the City and shall be  
3 ~~laid~~constructed in accordance with City specifications~~not less than three feet~~  
4 ~~deep. Where any line or extension, whether electric, gas, water or sanitary~~  
5 ~~sewer, is made by other than the city, the line or extension shall be done so as~~  
6 ~~to meet the approval of the city manager as to size and dimension of pipes and~~  
7 ~~quality and quantity of material and method of construction;~~ provided,  
8 however, that where any such extension contemplates the use of a water main,  
9 such water main shall be laid in a trench separate and distinct from that used  
10 for any gas main~~or~~, sanitary sewer line~~main~~ or reclaimed water main.

11 **Section 21-66 —Manager to approve route; conveyance to cityCity;**  
12 **relocation.**

13  
14 (a) ~~The city manager~~Extensions to the electric, gas, water, sanitary sewer  
15 or reclaimed water systems shall be authorized by the City Manager or  
16 designee, through a written agreement. before~~Before~~ allowing or agreeing to  
17 ~~any an~~ extension of the electric, gas, and water line and sanitary sewer line,  
18 ~~or any of them, the City Manager or designee~~ shall approve a route to be  
19 adopted for such extension and ~~may~~shall require the applicant to procure and  
20 deliver to the cityCity a deed or deeds conveying an easement of way over the  
21 entire route proposed for the ~~constructing~~construction and maintenance of  
22 such proposed extension. Upon completion of any electric, gas,~~or~~ water, lines  
23 ~~or~~ sanitary sewer, line~~or~~ reclaimed water infrastructure, the applicant shall  
24

1 transfer and assign the ~~electric, gas or water lines or sanitary sewer~~  
2 ~~line~~infrastructure to the city~~City~~ by a proper deed of conveyance vesting  
3 ~~in ownership with~~ the city~~City~~. ~~such line.~~

4 (b2) The ~~city manager~~City Manager or designee, upon proper application,  
5 may authorize the relocation of any electric, gas, water, ~~or~~ sanitary sewer, or  
6 reclaimed water infrastructure ~~line~~; provided that the applicant shall bear the  
7 total cost of the relocation, shall furnish the necessary rights-of-way and shall  
8 reimburse the city~~City~~ for the actual investment in the ~~line~~infrastructure to be  
9 abandoned less the salvage value of any reclaimed material. The ~~e~~City  
10 ~~m~~Manager may authorize the execution of a disclaimer by the city~~City~~ to the  
11 abandoned rights-of-way where such action is appropriate.

12 (e3) Prior to the city~~City~~'s accepting acceptance of any water, sewer or  
13 reclaimed water infrastructure ~~extension of a water line or a sanitary sewer~~  
14 ~~line~~, including related facilities, such ~~lines~~infrastructure shall be inspected to  
15 assure compliance as to size and dimensions ~~of pipes~~, quality and quantity of  
16 material, method of construction, and all other applicable city~~City~~ standards.  
17 This same requirement shall apply to extensions within a private system other  
18 than plumbing, if at the same location the private system is or will be  
19 connected to the City's system. To recover the costs associated with conducting  
20 such inspections ~~of water, lines and sanitary sewer lines~~, a fee shall be charged  
21 and collected. The fee for inspecting water lines shall be \$~~0.28~~1.26 per linear  
22 foot, and the fee for inspecting sanitary sewer lines and related facilities shall  
23 be \$~~1.52~~2.22 per linear foot, provided that no more than two inspections are

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1 required. To the extent that more than two inspections are required, the cost  
2 of additional inspections shall be determined by the ~~city~~City and added to the  
3 appropriate fee.

4 **Section 21-67. - ~~Funding of utility extensions Applicant to bear entire~~**  
5 **~~cost of line.~~**

6 (1) The responsibility for building and funding utility extensions shall be as  
7 designated in the following enumerated sections.

8  
9 Section 21-90 - Water main extensions,

10  
11 Section 21-91 – Sewer main extensions,

12  
13 Section 21-92 - Electric costs,

14  
15 Section 21-94 - Gas costs for extensions outside ~~city~~City,

16  
17 Section 21-262 - Reclaimed water.

18  
19 (2) When responsibility for constructing and funding a utility extension or  
20 enhancement is vested with the City, the City may require or agree to have the  
21 applicant construct the extension or enhancement. In such event, the  
22 applicant will be reimbursed for the work if it is designed and constructed in  
23 compliance with City specifications and has been accepted by the City. On  
24 such projects the City may perform the design in-house or pay an allowance for  
25 engineering costs if the City determines the extension or enhancement  
26 significantly increases the overall cost of the total infrastructure design and if  
27 the allocation of changes can be reasonably established. A written agreement  
28 shall be required for extensions on which reimbursement is proposed. No work  
29 done prior to execution of such agreement shall be eligible for reimbursement.

1 The written agreement shall define the scope of work, the elements and  
2 quantities of work eligible for reimbursement, and the method of computing  
3 and documenting the actual allowable reimbursable costs.

4 ~~(a) The entire cost of the extension of sanitary sewer lines, both on-site~~  
5 ~~and off-site, shall be borne by the person applying for such service. The cost of~~  
6 ~~on-site water lines shall be borne by the person applying for such service, but~~  
7 ~~the city shall bear the cost of the extension of water lines to the applicant's~~  
8 ~~property. The entire cost of the extension of gas lines, both on-site and off-site,~~  
9 ~~shall be borne by the person applying for such services.~~

10 ~~(b) Where the work is done by the applicant, a sworn statement of the~~  
11 ~~final cost of the extension of such line shall be filed by the applicant with the~~  
12 ~~city treasurer and clerk. In making such statement, only the material used on~~  
13 ~~the line and the actual labor and supervision of such labor shall be considered.~~  
14 ~~No charges for the service of consulting engineers or other overhead expenses~~  
15 ~~shall be considered in arriving at such cost. The statement of the cost so~~  
16 ~~required shall be itemized in such way as to meet the approval of the city~~  
17 ~~treasurer and clerk.~~

18 DIVISION 2. - REIMBURSEMENT OF DEVELOPERS REQUIREMENTS AND  
19 REIMBURSEMENTS  
20

21 **Sec. 21-86. - Definitions.**

22 The following words, terms and phrases, when used in this division, shall have  
23 the meanings ascribed to them in this section, except where the context clearly  
24 indicates a different meaning:

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1            *Consumer or customer* means the actual user of the service.

2            *Developer* means owner or agent of the owner of a development, who  
3 shall have legal right to negotiate for utility service.

4            *Development* means a portion of land, including any land ranging from a  
5 single parcel to a subdivision, that is being developed to the extent that City  
6 utility service is necessary prior to its utilization. ~~means a parcel of land on~~  
7 ~~which multiple structures, other than multi-family dwellings consisting of more~~  
8 ~~than two attached units, are constructed, or are to be constructed, and which~~  
9 ~~requires installation of on-site utility collection or distribution systems, other~~  
10 ~~than services lines, laterals, or drops, in order to connect to city utility~~  
11 ~~service(s).~~

12            *Off-site ~~line-main~~ extensions* means line-pipe extensions totally outside a  
13 development, ~~and 50 percent of those lines abutting a development and the~~  
14 ~~additional costs of on-site line extensions resulting from the requirements of~~  
15 ~~the city for construction of larger lines than required by the development.~~

16            *On-site ~~line-main~~ extensions* means line-pipe extensions totally within a  
17 development, ~~and 50 percent of those lines abutting a development except the~~  
18 ~~additional costs of such lines resulting from requirements of the city for~~  
19 ~~construction of larger lines than required by the development.~~

20



1           ~~Residential equivalent~~ means, for purposes of computing systems  
 2 charges, the following multiplier shall be the residential equivalent based on  
 3 water meter size.

Meter Size	Residential Equivalent
<del>Single-family residence .....</del>	1.0
<del>Duplex, triplex, quadraplex, multifamily, apartments, condominiums and trailer parks .....</del>	First Unit <del>1.0</del> Each additional unit 0.80

4  
 5           ~~Others, including adult congregate living facilities licensed under F.S. ch.~~  
 6 ~~400, pt. II (F.S. § 400.011 et seq.):~~

<del>2</del>	<del>inch by 3/4 inch .....</del>	1.0
<del>3/4</del>	<del>inch .....</del>	1.5
<del>1</del>	<del>inch .....</del>	2.5
<del>1 1/2</del>	<del>inch .....</del>	5.0
<del>2</del>	<del>inch .....</del>	8.0
<del>3</del>	<del>inch .....</del>	16.0
<del>4</del>	<del>inch .....</del>	25.0
<del>6</del>	<del>inch .....</del>	50.0
<del>8</del>	<del>inch .....</del>	80.0

7  
 8           ~~Where separate meters are used for water service which cannot~~  
 9 ~~discharge into the sewer system there shall be no sewer systems~~  
 10 ~~contribution charge.~~

11

1            *Subdivision* means all divisions of a parcel of land, whether such land be  
2 acreage or a platted lot of record, and shall include replatting and the  
3 recordation of any and all plats.

4            *System development contribution—charge* means an amount set by  
5 ordinance pursuant to Section 21-151 to be paid to the ~~city~~City at the time  
6 permanent service is requested as a contribution in aid of construction to be  
7 used solely for the making of major line extensions and for contributing to the  
8 necessary expansion of major system pipeline and treatment capacity.

9            **Sec. 21-87. - Installation of utilities.**

10            (a1) No utility facilities will be installed under the provisions outlined  
11 in this division, or accepted by the ~~city~~City for maintenance, except that they  
12 be in a dedicated public street or in ~~general~~—utility easements which have been  
13 approved by the ~~city~~City and are in keeping with ~~city~~City utility policies. Such  
14 easements shall be approved by the ~~city~~City prior to any construction being  
15 initiated. Easement width and location shall be approved by the ~~city~~City  
16 Manager or ~~their~~—designee prior to acceptance by the ~~city~~City.

17            (b2) Notwithstanding the provisions of subsection (a1) of this section,  
18 water distribution systems within mobile home parks and apartment  
19 complexes inside the ~~city~~City limits which were in existence September 1,  
20 1982, which are converted from a master meter to individual meters, will be  
21 accepted by the ~~city~~City for maintenance and operation if the infrastructure

1 was constructed to current City standards. If the infrastructure does not  
2 comply with current City standards, it must be improved or replaced by the  
3 owner prior to transfer of operation and maintenance to the City. The cost of  
4 such improvements or replacement will and the cost of the installation shall  
5 qualify as an on-site ~~refunding rebating~~ item. ~~Lines Mains~~ installed under this  
6 provision will be installed on easements granted to the ~~city~~City according to the  
7 provisions outlined above. ~~The city shall have the option of completing such~~  
8 ~~conversion or directing the owner of the system to contract for such work;~~  
9 ~~however, in either event, the city's cost for such work (including meters and~~  
10 ~~taps) shall not exceed the eligible refund cost. If the city performs such work~~  
11 ~~and its costs exceed the eligible refund cost, the owner shall promptly~~  
12 ~~reimburse the city for such difference. Tap fees shall not be applicable since~~  
13 ~~the cost of taps is included in the conversion cost.~~

14 **Sec. 21-88. - Facilities to become property of City.**

15 All utility facilities and appurtenances other than plumbing, when  
16 constructed or accepted by the ~~city~~City shall become and remain the property  
17 of the ~~city~~City, and no person shall by payment of any charge provided for in  
18 this division or by causing any construction of facilities accepted by the  
19 ~~city~~City, acquire any interest or right in any of these facilities or any portion  
20 thereof, other than the privilege to have their property connected thereto for  
21 ~~water utility~~ service in accordance with these procedures and regulations.

1 **Sec. 21-89. - ~~Refund of system charges~~Connection from main to meter or**  
2 **clean out.**

3 ~~(a) One hundred percent of the systems charges paid within a~~  
4 ~~development in the first 20 years after system acceptance shall be refunded to~~  
5 ~~the developer annually up to the amount of off site water and sewer line~~  
6 ~~extension costs advanced by the developer.~~

7 ~~(b)~~ In any development proposed to use ~~city~~City water or sewer, the  
8 developer, ~~as applicable, shall construct~~ shall pay for costs associated with the  
9 construction of water service lines from the main to the approved meter  
10 location and shall also pay for the cost to construct sewer service lines from the  
11 main to the approved clean-out location. The above referenced water and sewer  
12 services shall be constructed by the developer unless the developer requests,  
13 and the City agrees, that the City will construct the services. Upon written  
14 agreement with the ~~city~~City, the developer of multifamily units may install a  
15 meter manifold, including all appurtenances except meters.

16 **Section 21-90. Water ~~line-main~~ extensions and capacity upgrades.**

17 (1) Water ~~line-main~~ extensions, ~~shall be made in the following manner:~~

- 18 a. *Economic feasibility.* To determine economic feasibility of an extension,  
19 the City will perform an economic analysis to determine if 50 percent of  
20 the estimated gross revenue to be derived from the extension over a ten-  
21 year period is greater than the cost of the off-site extension. If 50 percent  
22 of the estimated gross revenue over the ten-year period is equal to or

1 exceeds the cost, the extension will be considered economically feasible.  
2 If 50 percent of the estimated gross revenue over the ten-year period is  
3 less than the cost of the extension, the revenue shortage shall be referred  
4 to as the “feasibility deficit”. When a feasibility deficit exists, the  
5 developer, customer to be served, or another third party may pay the  
6 feasibility deficit, in which case the project would then be considered  
7 economically feasible. Payment of the feasibility deficit shall not qualify  
8 for reimbursement.

9 b. Inside ~~city~~City limits. Inside the city limits water line extensions shall be  
10 made as follows:

11 1. Off-site extensions, when economically feasible, are made and  
12 funded in accordance with the City’s five-year capital improvement  
13 budget. If a developer requests the water extension to be made prior  
14 to funding being provided in the City’s capital improvement budget  
15 and it is deemed economically feasible by the City, the developer may  
16 execute a written agreement with the City through which the  
17 developer will fund the water extension and be reimbursed by the City  
18 when funding becomes available. The City may require a developer to  
19 build an extension for the City’s convenience pursuant to Section 21-  
20 67(2).

21 a. Off site extensions shall be made by the city at the city's expense.  
22 In the event that a developer desires an off site extension prior to the  
23

1 ~~availability of city funds, the developer will be allowed to fund the~~  
2 ~~extension and be refunded when those funds become available.~~

3 b2. -On-site extensions in new developments will be constructed and  
4 paid for by the developer. ~~Such on-site costs will be eligible for~~  
5 ~~reimbursement.~~ Part of the developer's on-site cost may be eligible for  
6 rebate in accordance with Section 21-93. The City may require  
7 infrastructure of increased capacity or the extension of infrastructure  
8 beyond that which is necessary to serve the on-site development. In  
9 such cases the City will reimburse the additional cost for such  
10 extensions or increased capacity.

11 ~~(2)c.~~ Outside cityCity limits. ~~Outside the city limits water line extensions~~  
12 ~~shall be made as follows:~~

13 1. Off-site extensions, when economically feasible, are made  
14 and funded in accordance with the City's five-year capital  
15 improvement budget. If a developer requests the water extension  
16 to be made prior to funding being provided in the City's capital  
17 improvement budget and it is deemed economically feasible by the  
18 City, the developer may execute a written agreement with the City  
19 through which the developer will fund the water extension and be  
20 reimbursed by the City when funding becomes available. The City  
21 may require a developer to build an extension for the City's  
22 convenience pursuant to Section 21-67(2). Reimbursement will be  
23 made only for the length of the extension between the existing

1 water and the point where water would be considered available to  
2 the developer as determined in accordance with the City and Leon  
3 County Water and Sewer Agreement.

4 ~~a. *Scheduled:* Water system extensions are made in accordance~~  
5 ~~with the five year capital improvement budget and the master~~  
6 ~~water plan. If a line is required prior to its scheduled construction~~  
7 ~~date, the developer may fund it and be refunded when the~~  
8 ~~scheduled funding becomes available.~~

9 ~~b. *Unscheduled:*~~

10 ~~1. Off-site extensions shall be made to the city's~~  
11 ~~specification by the city at the city's expense providing the~~  
12 ~~extension is economically feasible. To determine economic~~  
13 ~~feasibility, an economic analysis shall be made to determine~~  
14 ~~if 50 percent of the estimated gross revenue to be derived~~  
15 ~~from the extension over a ten year period is greater than the~~  
16 ~~cost of the off-site extension. If 50 percent of the estimated~~  
17 ~~gross revenue over the ten year period is equal to or exceeds~~  
18 ~~the cost, the extension will be considered economically~~  
19 ~~feasible. In the event the extension is not deemed~~  
20 ~~economically feasible, the developer or customer to be served~~  
21 ~~shall pay the difference between the estimated cost of the~~  
22 ~~extension and 50 percent of the estimated ten year revenue,~~

1           ~~in which case the project would then be considered~~  
2           ~~economically feasible. This payment would not qualify for~~  
3           ~~reimbursement.~~

4           2. On-site extensions in new developments will be constructed and  
5           paid for by the developer. On-site extension costs are not eligible  
6           for the rebates in Section 21-93 unless the development is annexed  
7           into the City limits within 3 years of the date of the written  
8           agreement required by Section 21-66 for utility extensions. Any  
9           dwelling units that have been connected to the City's water system  
10           prior to the effective date of annexation will not be eligible for  
11           rebates.

12           3. The City may require the developer to construct infrastructure  
13           of increased capacity or the extension of infrastructure beyond that  
14           which is necessary to serve the on-site development. In such cases  
15           the City will reimburse the additional cost for such extensions or  
16           enhancements.

17           ~~2. On site extensions in new developments will be constructed and~~  
18           ~~paid for by the developer.~~

19           34. The eCity may establish a special water district in areas where  
20           it is determined that a waterline main extension is not  
21           economically feasible in accordance with the formula set forth in  
22           ~~subsection (h)(2)a~~ Section 21-90(1)a. and the customers to be  
23           served are unable or unwilling to pay the ~~difference between the~~



1 ~~estimated cost of extension and 50 percent of the ten-year revenue,~~  
2 ~~hereinafter the~~ "feasibility deficit." The district shall be  
3 geographically defined, and all eCity water customers within the  
4 district will be subject to the special rates of the district. The eCity  
5 ~~m~~Manager or ~~his~~ designee will determine whether there are  
6 sufficient potential users who desire eityCity water service such  
7 that the existing customers are able to pay the feasibility deficit  
8 over a ten-year period, with the principal being financed at an  
9 interest rate equal to the Moody Municipal Bond rate on the date of  
10 the establishment of the district, except in the event of a finding of  
11 the eCity eCommission of a threat to public safety and welfare, in  
12 which event the City eCommission may establish a financing rate  
13 of not less than ten percent simple interest, without such payment  
14 exceeding three times the monthly minimum charge for a one-inch  
15 meter. In the event the eCity ~~m~~Manager or designee determines the  
16 extension is economically feasible, using the above-referenced  
17 ~~formula procedure~~, the eCity may make the extension of the water  
18 linemain; and the charge to each customer in the special water  
19 district for water each month shall consist of all charges normally  
20 assessed under the provisions of this chapter, plus an amount  
21 equal to the feasibility deficit amortized over a period of ten years  
22 at an interest rate equal to the Moody Municipal Bond rate on the  
23 date of the establishment of the district, except in the event of a

1 finding of the eCity eCommission of a threat to public safety and  
2 welfare, in which event the commission may establish a financing  
3 rate of not less than ten percent simple interest, divided by the  
4 number of original customers within the district. In the event new  
5 customers are connected within the district, they shall pay the  
6 same monthly special water district rate as the original customers.  
7 The eCity shall discontinue assessing special water district rates  
8 upon the satisfaction of the debt or the running of ten years,  
9 whichever occurs first.

10 (2) Water main capacity upgrades for development.

11 Inside or outside the City limits, if a water main exists which can serve a parcel  
12 and that main is of equal or greater diameter to the City's minimum diameter  
13 for water mains, and a developer has need for greater capacity, the City will  
14 fund the upsizing of the existing main to provide desired capacity if such  
15 upsizing is economically feasible. The determination of economic feasibility will  
16 be made in the same manner as described in 21-90(1)a. except that the gross  
17 revenue shall be calculated based only on the projected water sales for the new  
18 development.

19 **Section 21-91 - Sewer ~~line-main~~ extensions and capacity upgrades.**

20 (1) Sewer ~~line-main~~ extensions. ~~shall be made in the following manner:~~

21 a. *Economic feasibility.* To determine economic feasibility of an extension,  
22 the City will perform an economic analysis to determine if 50 percent of

1 the estimated gross revenue to be derived from the extension over a ten-  
2 year period is greater than the cost of the off-site extension. If 50 percent  
3 of the estimated gross revenue over the ten-year period is equal to or  
4 exceeds the cost, the extension will be considered economically feasible.  
5 If 50 percent of the estimated gross revenue over the ten-year period is  
6 less than the cost of the extension, the revenue shortage shall be referred  
7 to as the “feasibility deficit”. When a feasibility deficit exists, the  
8 developer, customer to be served, or another third party may pay the  
9 feasibility deficit, in which case the project would then be considered  
10 economically feasible. Payment of the feasibility deficit shall not qualify  
11 for reimbursement.

12 ~~(1)b. Inside *city*City limits. Inside the city limits sewer line extensions~~  
13 ~~shall be made as follows:~~

14 1. Off-site extensions when economically feasible are made and  
15 funded in accordance with the City’s capital improvement budget.  
16 If a developer requests the sewer extension to be made prior to  
17 funding being provided in the City’s capital improvement budget  
18 and it is deemed economically feasible by the City, the developer  
19 may execute a written agreement with the City through which the  
20 developer will fund the sewer extension and be reimbursed by the  
21 City when funding becomes available. The City may require a  
22 developer to build an extension for the City’s convenience pursuant  
23 to Section 21-67(2).

1 a. ~~Off-site extensions shall be made by the city at city expense.~~  
2 ~~Sewer system extensions are made in accordance with the five-year~~  
3 ~~capital improvement budget and the master sewer plan. If a line is~~  
4 ~~required prior to its scheduled construction date, the developer~~  
5 ~~may fund it and be refunded when the scheduled funding becomes~~  
6 ~~available.~~

7 b2. On-site extensions in new developments will be constructed  
8 and paid for by the developer. ~~On site costs will be eligible for~~  
9 ~~reimbursement.~~ Part of the developer's on-site cost may be eligible  
10 for rebate in accordance with Section 21-93(3). The City may  
11 require the developer to construct infrastructure of increased  
12 capacity or the extension of infrastructure beyond that which is  
13 necessary to serve the on-site development. In such cases the City  
14 will fund the additional cost for such extensions or increased  
15 capacity.

16 ~~(2)b.~~ *Outside city limits.* ~~Outside the city limits sewer line extensions~~  
17 ~~shall be made as follows:~~

18 a1. Off-site extensions when economically feasible are made and  
19 funded in accordance with the City's capital improvement budget.  
20 If a developer requests the sewer extension to be made prior to  
21 funding being provided in the City's capital improvement budget  
22 and it is deemed economically feasible by the City, the developer  
23 may execute a written agreement with the City through which the

1 developer will fund the sewer extension and be reimbursed by the  
2 City when funding becomes available. The City may require a  
3 developer to build an extension for the City's convenience pursuant  
4 to Section 21-67(2). Reimbursement will be made only for the  
5 length of the extension between the existing sewer and the point  
6 where sewer would be considered available to the developer as  
7 determined in accordance with the Water and Sewer Agreement  
8 between the City and Leon County as amended from time to time.

9 ~~Off-site extensions; trunk lines. Trunk sewers are large sewers that~~  
10 ~~are used to convey waste water from collector sewers to treatment~~  
11 ~~facilities or to other trunk lines. Trunk extensions are made in~~  
12 ~~accordance with the five year capital improvement budget and the~~  
13 ~~master sewer plan. If a line is required prior to its scheduled~~  
14 ~~construction date, the developer may fund it and be refunded when~~  
15 ~~the scheduled funding becomes available.~~

16 ~~b. Collector lines. Collector sewers are sewers that convey waste~~  
17 ~~water from a development to a trunk line or to a trunk line through~~  
18 ~~other collector lines. Collectors are funded by those requesting off-~~  
19 ~~site extensions, and are refunded from systems charge. The~~  
20 ~~additional costs of collector lines resulting from the requirements~~  
21 ~~of the city for construction of larger lines than required by the~~  
22 ~~development will be refunded from the sewer line extension and~~  
23 ~~depreciation fund.~~

1 ~~eb. *Interim facilities.* In the event the city manager or designee will~~  
2 ~~allow an interim pumping station and force main as an alternate to~~  
3 ~~the construction of a gravity line, the developer will pay all costs of~~  
4 ~~such installation with no refund. The city will be the owner and~~  
5 ~~operator of such facilities except that the users of interim facilities~~  
6 ~~will pay for the energy costs required to operate such facilities in a~~  
7 ~~manner to be determined by the city manager or his designee.~~

8 2. On-site extensions in new developments will be constructed and  
9 paid for by the developer. The developer's costs are not eligible for  
10 rebate unless the development is annexed into the City limits  
11 within 3 years of approval of the final plat. Any dwelling units that  
12 have been connected to the City's water system prior to the  
13 effective date of annexation will not be eligible for refunds.

14 3. The City may require infrastructure of increased capacity or the  
15 extension of infrastructure beyond that which is necessary to serve  
16 the on-site development. In such cases the City will fund the  
17 additional cost for such extensions or enhancements.

18 ~~d. *On-site extensions in new developments.* On-site extensions in~~  
19 ~~new developments will be constructed and paid for by the~~  
20 ~~developer.~~

1 (2) Interim facilities.

2 In the event the City Manager or designee will allow an interim pumping station  
3 and force main as an alternate to the construction of a gravity main, the  
4 developer will pay all costs of such installation with no reimbursement. The  
5 City will be the owner and operator of such facilities.

6 (3) Sewer main capacity upgrades for development.

7 Inside or outside the City limits, if a sewer main exists which can serve a parcel  
8 and that main is of equal or greater diameter to the City's minimum diameter  
9 for sewer mains, and a developer has need for greater capacity, the City will  
10 fund the upsizing of the existing main to provide desired capacity if such  
11 upsizing is economically feasible. The determination of economic feasibility will  
12 be made in the same manner as described in 21-91(1)a. except that the gross  
13 revenue shall be calculated based on the projected sewer sales for the new  
14 development only.

15 ...

16 **Sec. 21-93. —~~Reimbursement~~ Rebates for on-site system extensions;**  
17 **expiration; assignment transfer of account.**

18 (a1) Inside city limits: Inside the city limits when a property is subdivided, those  
19 parcels created for use as either single family detached or duplex attached  
20 housing will be eligible for rebates for part of the cost of constructing the on-  
21 site water and sewer infrastructure. ~~†~~The rebate amount to be reimbursed for  
22 on-site water and sewer construction shall be \$600.00 per residential

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1 equivalent for water and \$1,200.00 per residential equivalent for sewer or the  
2 actual per residential equivalent construction cost for sewer or the actual per  
3 residential equivalent construction cost for water and sewer, whichever is less.  
4 Ten percent of the total amount as calculated for ~~reimbursement~~ rebate shall  
5 be transferred to the affordable housing trust fund (~~#105~~) and 90 percent of the  
6 total amount as calculated for ~~rebate~~ reimbursement shall be paid to the  
7 developer or assignee. Rebate payments ~~Reimbursement of approved on site~~  
8 ~~water and sewer extensions~~ shall be made annually within 30 days after  
9 September 30th for half of the ~~per residential equivalent cost~~ approved rebate  
10 as noted above for those residential units for which permanent water, sewer  
11 and electric services have been connected. The other half will be paid within  
12 30 days after September 30<sup>th</sup> of the following year. No interest shall be earned;  
13 and ~~refunds~~ rebate payments shall cease when the foregoing approved amount,  
14 on a structure-by-structure basis, has been ~~refunded~~ paid, or after 20 years  
15 from the date of initial system acceptance, whichever is earliest. Such accounts  
16 shall not be assigned or transferred except as an entirety. The ~~city~~ City  
17 ~~treasurer~~ Treasurer ~~clerk~~ Clerk shall be notified in writing prior to making any  
18 assignment or sale of the right of ~~reimbursement~~ rebates. Such assignment or  
19 sale shall be effective as to the ~~e~~ City upon the filing with the ~~city~~ City  
20 ~~treasurer~~ Treasurer ~~clerk~~ Clerk of a confirmed copy of the assignment or sale  
21 instrument, together with an acknowledgement by the new owner and a  
22

**CODING: Words in struck-through type are deletions from existing language; words underlined are additions.**



1 certificate endorsed thereon by the ~~city~~City ~~treasurer~~Treasurer-~~clerk~~Clerk that  
2 the confirmed copy of the assignment or sale instrument and acknowledgement  
3 have been filed and that there are no previous assignments thereof.

4 ~~(b2) Outside city limits: No on-site costs shall be reimbursed~~Rebates are not  
5 paid for water and sewer infrastructure constructed outside the city limits.

6 **Sec. 21-94. – Gas line extensions**

7 The City will extend City gas infrastructure to provide gas service to serve new  
8 customers or developments as provided below. The expense for connection to  
9 the main and for service line piping from the main to the meter shall be funded  
10 pursuant to section 21-431.

11 (1) Customer or development within 100' (one-hundred feet) for residential  
12 or 1,000' (one-thousand feet) for non-residential from existing accessible  
13 gas main:

14 a. The City will extend City gas infrastructure at City expense to an  
15 individual customer or to a development provided the customer or  
16 developer installs either a gas water heater or furnace; or

17 b. The Gas Operations Manager or designee approves the extension to  
18 provide service.

19 (2) Customer or development greater than 100' (one-hundred feet) for  
20 residential or 1,000' (one-thousand feet) for non-residential from existing  
21 accessible gas main:

1 a. City will extend City gas infrastructure at City expense provided it is  
2 economically feasible to do so. To determine economic feasibility, an  
3 estimate shall be made of annual gas revenue less the cost of gas. If  
4 the cumulative projected net annual revenue over the next seven  
5 years exceeds the cost of the gas extension, it will be considered  
6 economically feasible, and the City will make the extension at its  
7 expense.

8 b. In the event the gas extension is not economically feasible, the  
9 developer or customer may pay the difference between the estimated  
10 cost of the extension and the cumulative seven year net revenue, in  
11 which case the project would then be considered economically  
12 feasible.

13 c. The Gas Operations Manager or designee may also approve an  
14 extension for non-economic reasons.

15 ~~**Sec. 21-94. -- Gas costs for extensions outside city.**~~

16 ~~(a) *Definitions.* The following words, terms and phrases, when used in this~~  
17 ~~section, shall have the meanings ascribed to them in this subsection, except~~  
18 ~~where the context clearly indicates a different meaning:~~

19 ~~*Developer* means owner or agent of the owner of a development, who shall have~~  
20 ~~legal right to negotiate, for utility service.~~

1 ~~Development means a portion of land, including any land from a one family~~  
2 ~~property to a subdivision, that is being developed to the extent that city utility~~  
3 ~~service is necessary prior to its utilization.~~

4 ~~Off-site line extensions means line extensions to tally outside a development~~  
5 ~~and constructed in public rights of way.~~

6 ~~Surcharge means the additional charge levied by the city upon all consumers of~~  
7 ~~gas delivered beyond the corporate limits of the city as established by section~~  
8 ~~21-123.~~

9 ~~(b) Charges.~~

10 ~~(1) One hundred percent of the surcharges paid by consumers within a~~  
11 ~~development outside the city limits in the first 20 years after initial service~~  
12 ~~shall be refunded to the developer annually up to the amount of the off-site~~  
13 ~~gas extension costs advanced by such developer.~~

14 ~~(2) Subsequent developers connecting to off-site gas lines outside the city~~  
15 ~~limits installed pursuant to this chapter shall pay to the developer who~~  
16 ~~installed such off-site line extension a proportionate share of the costs of~~  
17 ~~such extensions as determined by the city's director of underground~~  
18 ~~utilities according to a formula determined by resolution by the city~~  
19 ~~commission, taking into consideration, among other things, capacity of the~~  
20 ~~off-site line, the amount of surcharges to be paid within the subsequent~~  
21 ~~development, and estimated costs; provided, however, that such share and~~

1 ~~previous reimbursement as made as provided above shall not exceed the~~  
2 ~~amount of the extension costs made or advanced by the initial developer.~~  
3 ~~The subsequent developer shall be reimbursed up to the amount of this~~  
4 ~~payment in the same fashion from his development as is provided in~~  
5 ~~subsection (b)(1) of this section.~~

6 ~~(3) Reimbursement of approved off site costs of gas extensions shall be~~  
7 ~~made annually within 30 days after September 30th. No interest shall be~~  
8 ~~allowed and refunds shall cease when they equal the amount of the actual~~  
9 ~~costs. Any assignment of such right of reimbursement shall be as provided~~  
10 ~~in section 25-141 hereof.~~

## 11 ARTICLE V. – SYSTEM DEVELOPMENT CHARGES

### 12 **Sec. 21-151. - Water system charge fund and sewer system charge fund** 13 **established; functions; charges levied.**

14 (a1) There is hereby established a water systems charge fund and a sewer  
15 systems charge fund for the purpose of long- and short-range planning,  
16 construction additions to treatment plants and major system lines~~mains~~,  
17 payment of principal and interest when due on bonds sold to finance such  
18 improvements, and the making of extension and expansions of the water and  
19 sewer systems of the city~~City~~. The revenues collected in the water systems  
20 charge fund and the sewer systems charge fund shall be for the exclusive use  
21 of the water system and the sewer system respectively and shall be used  
22 exclusively to provide for the capital cost of construction and directly related

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1 costs required solely due to growth of the system. Such funds shall be  
 2 maintained in separate accounts and in a manner to ensure that the funds are  
 3 used only for the lawful purposes described. No later than at the time a  
 4 building permit is issued, the person requesting such building permit shall pay  
 5 to the cityCity, in addition to the tapping charge heretofore provided for,  
 6 systems charges as set forth in this section; except, any person exempt from  
 7 obtaining a cityCity building permit shall pay such systems charges at the time  
 8 the tap fee is paid.

9 ~~(b) Charge per residential equivalent as defined in sections 21-86 through 21-~~  
 10 ~~91.~~

11 (2) The total water system charge and total sewer system charge shall be  
 12 computed by multiplying the number of residential equivalents in the  
 13 development by the appropriate charge shown in the table below.

14

	Sewer	Water
<i>Inside city limits</i>	\$3,000.00	\$630.00
<i>Outside city limits</i>	\$4,500.00	\$945.00
<i>Killearn Lakes (units 1 and 2), effective through 3/31/2008</i>	\$3,780.00	\$645.00

15

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1 Residential equivalents shall be established pursuant to the table below.

<u>Service Type</u>	<u>Residential Equivalents</u>
<u>Single-family residence</u>	<u>1.0</u>
<u>Duplex, triplex, quadraplex, multifamily, apartments, condominiums and trailer parks</u>	<u>First unit – 1.0</u> <u>Each additional unit – 0.8</u>
<u>Other types including adult congregate living facilities licensed under F.S. Ch. 400, pt. II (F.S. § 400.011 et seq.)</u>	<u>Residential equivalents for service types other than those listed above shall be based on meter size using the table below.</u>

2

<u>Meter Size (Inches)</u>	<u>Residential Equivalents</u>
<u>5/8"</u>	<u>1.0</u>
<u>1"</u>	<u>2.5</u>
<u>1.5"</u>	<u>5.0</u>
<u>2"</u>	<u>8.0</u>
<u>3"</u>	<u>16.0</u>
<u>4"</u>	<u>25.0</u>

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<u>6"</u>	<u>50.0</u>
<u>8"</u>	<u>80.0</u>

1 Where separate meters are used for water service which cannot discharge into  
2 the sewer system there shall be no sewer system development charge.

3 Notwithstanding the provisions of this subsection, water and sewer system  
4 charges shall be subject to negotiation in the case of system acquisition by the  
5 Ccity, which acquisitions are subject to approval by the Ccity commission.

6 (e3) The proceeds of such systems charge shall be placed in the water system  
7 charge fund and sewer system charge fund for the uses provided therein and  
8 for making certain reimbursements as hereinafter provided for.

9 . . .

10 ARTICLE VIII. – WATER SERVICE

11 DIVISION 1. – GENERALLY

12 . . .

13 **Sec. 21-262. Reclaimed water service.**

14 (1) Definitions. For purposes of this section and Section 21-283, of this Code,  
15 the following definitions shall apply:

16

1 Applicable law shall mean all applicable federal, state, and local laws,  
2 statutes, ordinances, rules, and regulations, including but not limited to  
3 Chapter 62-610, Florida Administrative Code (FAC), as the same may be  
4 amended from time-to-time.

5 City shall mean the City of Tallahassee Florida.

6 City system shall mean the transmission and distribution system,  
7 including the reclaimed water meter, used by the City to convey  
8 reclaimed water from a reuse facility to a customer facility.

9 Customer system shall mean all lines, pumping stations, and other  
10 facilities on the customer's side of the reclaimed water meter necessary  
11 to the use of reclaimed water at a customer facility.

12 Cross connection shall mean a physical connection or arrangement,  
13 which could allow the movement of fluids between the potable water  
14 system and the reclaimed water system.

15 Customer facility shall mean the non-residential facility, location, or  
16 property, or the multi-family residential facility, to which the City  
17 supplies reclaimed water service.

18 FDEP shall mean the Florida Department of Environmental Protection.

19 General manager shall mean the City's General Manager -- Underground  
20 Utilities, or designee.

21 Reclaimed water, except as specifically provided by applicable law, shall  
22 mean water that has received at least secondary treatment and high-level  
23 disinfection and is available for reuse after flowing out of a domestic



1 wastewater treatment facility owned by the City. Reclaimed water shall  
2 at all times meet the requirements of Chapter 62-610 FAC for Part III  
3 unrestricted public access.

4 Reuse means the deliberate application of reclaimed water, in compliance  
5 with applicable law, for a beneficial purpose.

6 Reuse facility shall mean a City wastewater treatment facility, which  
7 produces reclaimed water.

8 (2) Availability of service.

9 a. The City may make reclaimed water service available to existing  
10 customer facilities or to new development if the general manager  
11 determines that the provision of such service will not be detrimental to  
12 the City system or to the environment, that the supply of reclaimed water  
13 is adequate to provide such service and that the provision of such service  
14 would be in the best interest of the City.

15 b. Reclaimed water service is provided on an interruptible basis. The  
16 City, from time to time, may interrupt reclaimed water service, limit flows  
17 of reclaimed water, or impose limitations on customer use of reclaimed  
18 water.

19 (3) System extension.

20 a. Should the City agree to provide reclaimed water service to an  
21 existing customer facility or to a new development, the system extension  
22 shall be made in accordance with the following:

1           1. Subject to the limitations in Section 21-262(2)a., off-site  
2           extensions shall be made by the City at the City's expense. In the  
3           event a developer desires an off-site extension prior to the  
4           availability of City funds, the developer will be allowed to fund the  
5           extension and be reimbursed when those funds become available.

6           2. On-site extensions in new developments will be constructed  
7           and paid for by the developer.

8           3. The City may require on-site infrastructure of increased  
9           capacity or the extension of infrastructure beyond that which is  
10          necessary to serve the on-site development. In such cases the City  
11          will fund the additional cost for such extensions or enhancements.

12   (4) Allowable Uses.

13          a. Reclaimed water may be used only for the following purposes:  
14          irrigation of non-residential areas intended to be accessible to the public,  
15          such as golf courses, cemeteries, parks, landscaped areas, and highway  
16          medians; irrigation of lawns and landscaped areas within multi-family  
17          residential developments, provided there is at least one (1) acre of  
18          irrigated area; irrigation of private property that is not open to the public  
19          at large but is intended for frequent use by many persons; fire protection;  
20          aesthetic purposes (such as decorative ponds or fountains); irrigation of  
21          edible crops; dust control on construction sites; and other reuse  
22          activities as permitted by applicable law; provided, however, that  
23          reclaimed water cannot be used for toilet flushing except for those

1 structures in which such use existed prior to the effective date of this  
2 ordinance. The transportation of reclaimed water by truck or other  
3 vehicle shall comply with all requirements of applicable law, including  
4 without limitation, restrictions on the subsequent use of an affected  
5 vehicle and requirements regarding painting or permanent signage on  
6 such vehicles.

7 b. In no case shall the application rate for any use by a customer  
8 produce surface runoff or ponding of the reclaimed water. Customers  
9 shall assess the need for supplemental fertilizer given the fertilizer values  
10 inherent in reclaimed water and shall reduce supplemental fertilizer  
11 applications in accordance with Article V, Chapter 9, City of Tallahassee  
12 Code, and the Reclaimed Wastewater Reuse Nutrient Management Plan  
13 required therein. No customer shall apply reclaimed water at a rate of  
14 more than two-inches per week (annual average), unless otherwise  
15 permitted pursuant to a Reclaimed Wastewater Reuse Nutrient  
16 Management Plan approved by the City Manager or designee.

17 (5) *Application for service.*

18 a. Reclaimed water service for allowable uses may be requested by  
19 submission of an application to the general manager. Such application  
20 shall be submitted in a form prescribed by the general manager, shall  
21 specifically identify the subject customer facility, and shall include or be  
22 accompanied by such additional information and documentation as the  
23 general manager may require.

1 b. No person shall have a right to receive reclaimed water service; and  
2 no payment of cost, submittal of an application, or other act to receive  
3 reclaimed water service shall guarantee such service or obligated the City  
4 to provide such service.

5 (6) Connection of customer system.

6 a. Following approval of an application for reclaimed service, the City  
7 shall install a tap and a reclaimed water meter, including a meter box or  
8 vault. The customer shall be responsible for retaining a licensed plumber  
9 for disconnecting the existing system from the potable or other water  
10 supply and connecting the existing system to the reclaimed water meter,  
11 installing a pressure-reducing valve, if needed, and performing a cross-  
12 connection check, through the City's Growth Management Department,  
13 prior to delivery of reclaimed water to the customer. In all locations  
14 where reclaimed water service is provided, a backflow prevention control  
15 assembly as required by Section 21-261, of this Code, shall be installed  
16 to protect the public potable water supply.

17 b. The customer system shall be constructed in accordance with the  
18 latest edition of the City's Technical Specifications for Water and Sewer  
19 Construction. The general manager must approve the design of such  
20 facilities prior to commencement of construction. All pipes, meter boxes,  
21 and above-ground parts of the customer system shall be adequately  
22 identified by color and proper signage shall be used as designated in  
23 Chapter 62-610, FAC. If a customer requires reclaimed water service at

1 different pressures, or different quality, or different, in any other way,  
2 from what is normally supplied by the City, the customer shall be  
3 responsible for the installation, operation, and maintenance of necessary  
4 devices to make these adjustments; provided, however, that the  
5 installation, operation, and maintenance of such devices shall be subject  
6 to approval by the general manager, and no such devices shall be  
7 installed or operated if such installation or use would be detrimental to  
8 the City system, as determined in the discretion of the general manager.

9 c. The property owner and customer shall be jointly and severally  
10 responsible for the proper connection to, maintenance of, and proper  
11 operation of all irrigation lines or appurtenances on the customer's side  
12 of the service connection. The City reserves the right to disconnect  
13 service to any property on which the customer system is not properly  
14 maintained, or if such system operates in violation of applicable law.

15 d. All reclaimed water customers shall provide reasonable access to  
16 the customer's facility to all representative(s) of the City, FDEP, and any  
17 other public agency responsible for public health requesting such access  
18 for the purpose of inspecting or testing of the customer's system,  
19 sampling or monitoring of reclaimed water or the use of reclaimed water,  
20 or reviewing or inspecting compliance with applicable law.

21 (7) Reporting requirements. Each customer receiving reclaimed water service  
22 shall notify the general manager, within 24 hours following the occurrence, of  
23 any unauthorized use or discharge of reclaimed water or any violation of

1 applicable law, whether intentional or accidental. Customers shall promptly  
2 provide all information that may be requested from time to time by either FDEP  
3 or the City with respect to the provision of reclaimed water service to, or use of  
4 reclaimed water by, the customer.

5 (8) *Enforcement action.* Violations of City ordinances that are not violations  
6 of state law and do not endanger the public health will be handled by a letter  
7 and phone call to the customer, notifying them of the violation and advising the  
8 customer of a remedy period. Violations of other applicable laws will be  
9 addressed in accordance with the requirements of such laws and the enforcing  
10 agency. Violations of applicable law that endanger public health will result in  
11 immediate suspension of reclaimed water service. Such service may be  
12 restored after the customer demonstrates that the violations have been cured  
13 to the satisfaction of the general manager or another enforcing agency or as  
14 otherwise determined by the general manager or other enforcing agency, as  
15 applicable. Failure to promptly pay fees or charges when due shall also be  
16 grounds for suspension of reclaimed water service.

17 Secs. 21-263 – 21-280. Reserved.

18 DIVISION 2. – RATES AND CHARGES

19  
20 **Sec. 21-281. - Rate schedule.**

21  
22 (1a) *Availability.* This section is applicable to all water service and reclaimed  
23 water service within the territory served by the ~~city~~City.

24 (2b) *Monthly rates and charges.*

25 Customer charge .....\$6.62

1 Usage charge (per 1,000 gallons):  
 2 Residential service:  
 3 First 7,000 gallons used .....\$1.57  
 4 Next 13,000 gallons used .....2.14  
 5 All use above 20,000 gallons .....2.70  
 6 Reuse service (all gallons) .....1.11  
 7 Non-residential service:  
 8 Tier 1 .....\$1.57  
 9 Tier 2 .....1.86  
 10 Irrigation service:  
 11 Tier 1 .....\$1.57  
 12 Tier 2 .....\$2.70

13 Non-residential and irrigation service rates for each tier shall be charged  
 14 based on meter sizes as follows:

Normal Meter Sizes (inches)	Tier 1	Tier 2
5/8"	First 2,500 gallons	All additional gallons
1"	First 12,500 gallons	All additional gallons
1½"	First 29,200 gallons	All additional gallons
2"	First 49,300 gallons	All additional gallons
3"	First 102,700 gallons	All additional gallons
4"	First 162,800 gallons	All additional gallons
6"	First 329,800 gallons	All additional gallons
8"	First 530,200 gallons	All additional gallons

15

1 ~~The following words, terms, and phrases, when used in this article, shall have~~  
2 ~~the stated meanings except where the context clearly indicates a different~~  
3 ~~meaning:~~

4 ~~“Irrigation service” shall mean potable water service provided exclusively~~  
5 ~~for outdoor use whereby none of the water used is returned to the city's~~  
6 ~~sanitary sewer system.~~

7  
8 ~~“Non residential service” shall mean potable water service provided for~~  
9 ~~purposes other than residential and irrigation service.~~

10  
11 ~~“Residential service” shall mean potable water service provided for~~  
12 ~~domestic purposes to individual (single family) private residences,~~  
13 ~~apartments, or farms. This rate is not applicable to business houses,~~  
14 ~~licensed boardinghouses or rooming houses, or when advertised as such,~~  
15 ~~fraternity and sorority houses, educational institutions or apartment~~  
16 ~~house, except when the latter is served by a separate meter for each~~  
17 ~~apartment.~~

18  
19 ~~Reuse service shall mean advanced treated wastewater that meets the~~  
20 ~~public access reuse quality standards set forth in applicable statutes,~~  
21 ~~regulations, or administrative rules.~~  
22



1 (3e) *Monthly minimum charge.* No monthly bill for residential, non-residential,  
 2 irrigation service, or reclaimed water services, regardless of usage, shall be for  
 3 less than the following amounts according to the size of the meter through  
 4 which service is furnished:

5 Nominal Meter 6 Size (inches) 7 and Charges	Monthly Rates
8 5/8" .....	\$ 10.55
9 1" .....	26.25
10 1½" .....	52.46
11 2" .....	84.02
12 3" .....	167.86
13 4" .....	262.22
14 6" .....	524.41
15 8" .....	839.03

17 (4d) *Hydrant meter service.* Customers requesting the establishment of  
 18 hydrant meter service at a new location or the relocation of an existing hydrant  
 19 meter shall pay for all metered water usage at the applicable rate and shall pay  
 20 an additional fee to establish the hydrant meter or to relocate the hydrant  
 21 meter as requested by the customer.

<b>Fee to establish or relocate hydrant meters</b>	<b>\$100.00</b>
--	-----------------

1 **Sec. 21-282 - Definitions.**

2 The following words, terms, and phrases, when used in this article, shall have  
3 the stated meanings except where the context clearly indicates a different  
4 meaning:

5 “Irrigation service” shall mean potable water service provided exclusively  
6 for outdoor use whereby none of the water used is returned to the  
7 cityCity's sanitary sewer system.

8  
9 “Non-residential service” shall mean potable water service provided for  
10 purposes other than residential and irrigation service.

11  
12 “Residential service” shall mean potable water service provided for  
13 domestic purposes to individual (single-family) private residences,  
14 apartmentsmulti-family residences, or farms. This rate is not applicable  
15 to business houses, licensed boardinghouses or rooming houses, or  
16 when advertised as such, fraternity and sorority houses, educational  
17 institutions or apartment house, except

18  
19 “Reclaimed water service” shall mean service provided pursuant to  
20 Section 21-262, City of Tallahassee Code.

1 **Sec. 21-28~~23~~** - **Service and tapping fees.**

2 (1a) No water or reclaimed water tap will be made on any street in the cityCity  
3 not already having a main adjacent to the property where service is desired.

4 The city shall make or permit water taps ~~upon payment, in advance, of the~~  
5 following~~;~~based on the following criteria:  
6

<del>5/8 " tap</del>	<del>\$ 650.00</del>
<del>1 " tap</del>	<del>1,340.00</del>
<del>1 1/2 " tap</del>	<del>1,600.00</del>
<del>2 " tap</del>	<del>1,700.00</del>
<del>3 " tap and greater</del>	<del>Actual cost (as determined by the city manager or his designee)</del>

7 a. Water taps shall be made by the City upon the payment, in  
8 advance, of the actual costs of such taps, as determined by the  
9 City Manager or designee.

10 b. Tap fees shall be waived where the taps are installed by a  
11 developer or applicant for service. The applicant for the water  
12 meter or their representative must pay for any adjustments to

1 the water tap that may be necessary to meet the requirement of  
2 installing the meter within green space.

3 c. Fireline taps shall be made upon the payment, in advance, of  
4 the actual costs of such taps, as determined by the City  
5 Manager or designee.

6 ~~All fireline taps, sizes ranging from one inch to 12 inches, will be~~  
7 ~~charged at actual cost, as determined by the city manager or his~~  
8 ~~designee.~~

<del>Fire hydrants on existing main:</del>	
<del>Set during construction .....</del>	<del>Actual cost (as determined by the city manager or his designee)</del>
<del>Set after construction .....</del>	<del>Actual cost (as determined by the city manager or his designee)</del>
<del><math>\frac{3}{4}</math>" tap (developer installed manifold system for multifamily units) .....</del>	<del>\$ 150.00</del>
<del>1" tap (developer installed manifold system for multifamily units) .....</del>	<del>209.00</del>

9  
10 (2) The charges for a reclaimed water service tap and for a reclaimed water  
11 meter, and meter box or vault, shall be the same as the current rate for a  
12 potable water tap and meter of equal size. There will be no charge for  
13 converting a customer's existing irrigation meter to a reclaimed water meter.  
14 Customers requesting hydrant meter service at a reclaimed water hydrant shall  
15 pay a one-time fee of \$50.00 for a permit to haul reclaimed water, shall pay a  
16 \$500.00 refundable deposit, and shall be billed for usage based on meter  
17 readings.

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1 (3e) Fire hydrants will be set behind the curb or at the top of the back slope  
2 on open ditch sections closest to the existing water main. Hydrants placed on  
3 public right-of-way or in utility easements will remain the property of the  
4 ~~city~~City. The ~~city~~City will not set public fire hydrants on water lines which  
5 have not been accepted by the ~~city~~City for operation and maintenance.

6 (4d) Upon payment of applicable fees, the ~~city~~City will extend mains across  
7 roadways to provide potable water and/or public fire protection; provided,  
8 however, that in cases of fire lines provided exclusively for the benefit of a  
9 single customer, the ~~city~~City, upon payment of applicable fees, will provide a  
10 tap at the main, and the customer will be responsible for extension of the fire  
11 lines across the roadway.

12 (5e) In the case of acquisition of any water system, water tap fees shall be  
13 subject to negotiation between the ~~city~~City and the seller. Acquisition of such  
14 systems shall be subject to approval by the ~~city~~City commission.

15 **Sec. 21-2834. - Annual adjustment.**

16 Effective October 1, 2012, and annually on the same date thereafter, the  
17 monthly rates set forth in sections 21-281 and 21-282 shall be increased by  
18 the same percentage as the percentage increase in the Consumer Price Index—  
19 All Urban Consumers (CPI-U): All city average, unadjusted, as published by the  
20 U.S. Department of Labor, during the most recent 12-month period for which  
21 said index is available on such effective date.

22 **Secs. 21-285 – 21-300. Reserved.**

1 ARTICLE IX. – SEWERS AND SEWAGE DISPOSAL

2 . . .

3 DIVISION 2. – CONNECTION AND USE REQUIREMENTS

4 . . .

5 **Sec. 21-325. – ~~Connection to sewers required in developments of four or~~**  
6 **~~more residential units. Sewer required for development.~~**

7 In developments, as defined in section 21-86, ~~with more than four residential~~  
8 ~~units, constructed after April 15, 1984, all wastewater plumbing shall be~~  
9 ~~connected to the sanitary sewer system of the city. where there will be more~~  
10 ~~than two residential units, all residential units within said development shall~~  
11 ~~be connected to the City sanitary sewer. Any non-residential structures~~  
12 ~~located within a development that will have domestic wastewater discharge~~  
13 ~~shall also be connected to the City sanitary sewer. No building permit shall be~~  
14 issued ~~after April 15, 1984,~~ for the construction of a building in a development  
15 ~~with more than four residential units that exceeds the above thresholds unless~~  
16 provisions have been made for the development to be connected to the ~~city~~City  
17 sanitary sewer system., ~~and N~~no certificate of occupancy shall be issued to any  
18 ~~such~~ building for which a building permit was issued ~~after April 15, 1984,~~ until  
19 the building has been connected to the ~~city~~City sanitary sewer system. No plat,  
20 as defined in section 21-2, for a development ~~of more than four residential~~  
21 ~~units that exceeds the above thresholds~~ shall be approved unless provisions  
22 have been made, and are shown on the plat, for the installation of ~~city~~City  
23 sanitary sewer to each lot; however, this section shall not apply to any

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1 development which, on April 15, 1984, had received preliminary plat approval  
2 or was covered by a letter of agreement from the ~~city~~City regarding utility  
3 installation. If the ~~city~~City does not commit, upon approval of the preliminary  
4 plat, to have available central sanitary sewer service to the development within  
5 180 days of the approval of the preliminary plat and payment of the sanitary  
6 sewer service system charges applicable to the development, then the  
7 provisions of this section shall not apply to the development.

8 . . .

9 **Section 2. Conflicts.** All ordinances or parts of ordinances of the City  
10 of Tallahassee, Florida, in conflict with the provisions of this ordinance are  
11 hereby repealed to the extent of such conflict.

12 **Section 3. Severability.** If any provision or portion of this ordinance is  
13 declared by any court of competent jurisdiction to be void, unconstitutional, or  
14 unenforceable, then all remaining provisions and portions of this ordinance  
15 shall remain in full force and effect.

16 **Section 4. Effective date.** This ordinance shall become effective upon  
17 passage.

18

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INTRODUCED in the City Commission on the 8<sup>th</sup> day of June, 2016.

PASSED by the City Commission on the 22<sup>nd</sup> day of June, 2016.

CITY OF TALLAHASSEE

By: \_\_\_\_\_  
Andrew D. Gillum  
Mayor

ATTEST:

APPROVED AS TO FORM:

By: \_\_\_\_\_  
James O. Cooke, IV  
City Treasurer-Clerk

By: \_\_\_\_\_  
Lewis E. Shelley  
City Attorney